C.J.'s Court

Writ Petition No.1321 (S/B) of 2002

Rajendra Prasad Mamgain ……. Petitioner

Versus

Garhwal Jal Sansthan and another ……. Respondents

……

Hon. A. A. Desai, C. J.
Hon.Irshad Hussain,J.

Heard Sri H.M. Raturi, learned counsel for the petitioner and Sri Rakesh Thapaliyal, learned counsel for the respondents.

The petitioner has been transferred from Uttarkashi to Tehri. According to learned counsel, the petitioner is suffering from neurological problem. Therefore, he prayed that the petitioner should be allowed to continue at Uttarkashi. The claim of the petitioner that he is suffering from neurological problem has seriously been disputed by Mr. Rakesh Thapaliyal, learned counsel for the respondents. Moreover, according to Mr. Thapaliyal, the petitioner is at Uttarkashi for more than 15 years and has already been relieved in terms of the impugned transfer order. In view of this, we do not propose to interfere with the order of transfer.

However, the petitioner is at liberty to make appropriate representation to the authorities concerned. Mr. Thapaliyal, made a statement that the same will be considered on its merit and shall be decided within three weeks from the receipt of the same. With this, the petition is disposed of.

(Irshad Hussain,J.)(A.A.Desai, C.J.)

Dt.21.10.2002

A